

REMARKS/ARGUMENTS

The applicants have studied the office action mailed December 19, 2008, and have made the changes believed appropriate to place the application in condition for allowance. Reconsideration and reexamination are respectfully requested.

Applicant wishes to bring to the Examiner's attention that prior versions of the listing of claim 6 in prior amendments have been corrected in the listing above to be consistent with claim 6 as originally filed. More specifically a typographical error causing erroneous inclusion of the numeral "2" in prior listings has been corrected in the present listing.

Applicant wishes to bring to the Examiner's attention that the prior versions of the listing of claim 9 in prior amendments have been corrected in the listing above to be consistent with the preliminary amendment filed September 21, 2001. More specifically the dependency of claim 9 in prior listings has been corrected in the present listing to be consistent with the preliminary amendment filed September 21, 2001.

Although Applicants amended claims, Applicants are not conceding in this application that the claims in their pre-amended form are invalid for being unpatentable, as the present claim amendments are for facilitating expeditious prosecution. Applicants respectfully reserve the right to pursue these and other claims in this present application and one or more continuations and/or divisional patent applications.

Claims 1-20 are rejected on the ground of nonstatutory obviousness-type double patenting as being anticipated by claims 1-24 of U.S. Patent No. 6,553,455. This rejection is respectfully traversed.

Claim 1 of the present application, for example, is directed to a "method for providing stream linking in audio/video disk media, comprising: when additional reading or writing locations in streams are desired in which each stream of locations is a range of addresses on disk media for storing audio/video data in a contiguous area, sending a linked stream request with a number of a primary stream; initiating a linked stream that is linked to the primary stream; setting a pointer for the linked stream to the same location as a pointer for the primary stream; and during operation, processing the pointers for both the linked stream and the primary stream." Thus, claim 1 and claims 2-11 dependent therefrom require, for example, *inter alia* "setting a pointer for the linked stream to the same location as a pointer for the primary stream." It is

respectfully submitted that the Examiner has cited no limitation of claims 1-24 of U.S. Patent No. 6,553,455 which requires, teaches, suggests or makes obvious “setting a pointer for the linked stream to the same location as a pointer for the primary stream” as required by claims 1-11 of the present application.

Conversely, claim 1 of U.S. Patent No. 6,553,455, for example, is directed to a “method for providing passed pointer detection in audio/video streams on disk media, comprising: monitoring the position of a first pointer and a second pointer in at least one audio/video stream during a command execution; determining when the positions of the first and second pointers cross to create a passed pointer state; setting an indicator to signal that a passed pointer state has occurred; and using the passed pointer indicator to prevent anomalous behavior in processing of the at least one audio/video stream.” Thus, claim 1 and claims 2-6 dependent therefrom require, for example, *inter alia* “using the passed pointer indicator to prevent anomalous behavior in processing of the at least one audio/video stream.” It is respectfully submitted that the Examiner has cited no limitation of claims 1-11 of the present application which requires, teaches, suggests or makes obvious “using the passed pointer indicator to prevent anomalous behavior in processing of the at least one audio/video stream” as required by claims 1-24 of U.S. Patent No. 6,553,455.

New claims 45-77 may be distinguished in an analogous fashion. It is therefore respectfully submitted that there are nonobvious differences between the claims of the present application and the claims of U.S. Patent No. 6,553,455. Accordingly, the rejection of the present claims based on U.S. Patent No. 6,553,455 should be withdrawn.

The Examiner has made various comments concerning the anticipation or obviousness of certain features of the present inventions. Applicants respectfully disagree. Applicants have addressed those comments directly hereinabove or the Examiner’s comments are deemed moot in view of the above response.

Conclusion

For all the above reasons, Applicant submits that the pending claims are patentable.
Should any additional fees be required beyond those paid, please charge Deposit Account No. 09-0466.

The attorney of record invites the Examiner to contact him at (310) 553-7970 if the Examiner believes such contact would advance the prosecution of the case.

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